



General Assembly

January Session, 2001

***Raised Bill No. 6690***

LCO No. 3700

Referred to Committee on Environment

Introduced by:  
(ENV)

***AN ACT CONCERNING RECORDING FINAL ORDERS ON LAND RECORDS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. (NEW) When an order issued by the Commissioner of  
2       Environmental Protection to any person pursuant to section 22a-6, 22a-  
3       6b, 22a-7, 22a-108 or 22a-363f of the general statutes to correct, abate or  
4       penalize any violation of section 22a-32, 22a-92 or 22a-361 of the  
5       general statutes or any certificate or permit issued under section 22a-6,  
6       22a-6b, 22a-7, 22a-108, 22a-363f, 22a-32, 22a-92 or 22a-361 of the general  
7       statutes becomes final, the commissioner shall cause a certified copy or  
8       notice of the final order to be filed on the land records in the town in  
9       which the land is located. Such certified copy or notice shall constitute  
10      a notice to the owner's heirs, successors and assigns. When the order is  
11      complied with or revoked, the commissioner shall issue a certificate  
12      showing such compliance or revocation, which certificate the  
13      commissioner shall cause to be recorded on the land records in the  
14      town in which the order was previously recorded.

15      Sec. 2. Section 22a-434 of the general statutes is repealed and the  
16      following is substituted in lieu thereof:

17 When the commissioner issues [an] a final order to any person to  
18 correct potential sources of pollution or to abate pollution, [he] the  
19 commissioner shall cause a certified copy thereof to be filed on the  
20 land records in the town wherein the land is located, and such order  
21 shall constitute a notice to the owner's heirs, successors and assigns.  
22 When the order has been fully complied with, the commissioner shall  
23 issue a certificate showing such compliance, which certificate the  
24 commissioner shall cause to be recorded on the land records in the  
25 town wherein the order was previously recorded. A certified copy of  
26 the certificate shall be sent to the owner of the land at [his] such  
27 owner's last-known [post-office] post office address.

***Statement of Purpose:***

To authorize the Commissioner of Environmental Protection to file final orders issued under the Tidal Wetlands and Structures, Dredging and Fill costal regulatory programs on town records to enhance the Office of Long Island Sound Program's enforcement efforts, to educate property owners and real estate professionals, and to provide innocent purchasers with a fair warning of existing violations.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*